

CITY OF ST. AUGUSTINE
COUNTY OF ST. JOHNS
STATE OF FLORIDA

2019 DEC 16 PM 4:43

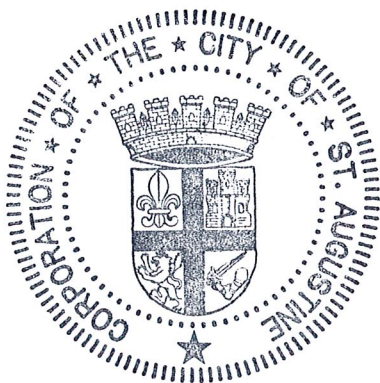
SUPERVISOR OF ELECTIONS


DEC 16 2019

ST. JOHNS COUNTY

I, Darlene Galambos, City Clerk, City of St. Augustine, Florida, do hereby certify that the attached **ORDINANCE 2019-19, AMENDING THE CHARTER OF THE CITY OF ST. AUGUSTINE TO EXTEND THE TERMS FOR POLICE AND FIRE DEPARTMENT REPRESENTATIVES ON THE CIVIL SERVICE BOARD; PROVIDING FOR A REFERENDUM PROPOSITION FOR THE NEXT SPECIAL ELECTION; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE**, contains a full, true and correct copy as the same that appears of Record and on file in my office, City of St. Augustine, 2nd Floor, S.E., Elevator B, City Hall, 75 King Street.

IN WITNESS WHEREOF, I have hereto set my hand and affixed the corporate seal of the City of St. Augustine, Florida, on this 10th day of December, 2019.




Darlene H. Galambos, City Clerk

ORDINANCE NO. 2019-19

AN ORDINANCE OF THE CITY OF ST. AUGUSTINE, FLORIDA, AMENDING THE CHARTER OF THE CITY OF ST. AUGUSTINE TO EXTEND THE TERMS FOR POLICE AND FIRE DEPARTMENT REPRESENTATIVES ON THE CIVIL SERVICE BOARD; PROVIDING FOR A REFERENDUM PROPOSITION FOR THE NEXT SPECIAL ELECTION; PROVIDING FOR INCLUSION IN THE CHARTER OF THE CITY OF ST. AUGUSTINE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, § 166.041, Florida Statutes, provides for procedures for the adoption of ordinances and resolutions by municipalities; and

WHEREAS, the City's Charter has not been thoroughly revised since 1925, and the City Commission determined at its April 3, 2019 public workshop that a revision of its Charter was overdue; and

WHEREAS, the Civil Service Board, at its June 19, 2019 meeting, voted in support of changing the terms of the police and fire department representatives to provide greater continuity and the ability to discuss and review issues that may require multi-year context; and

WHEREAS, the City Commission for the City of St. Augustine finds that it is in the best interest of public health, safety and general welfare that the following amendments be adopted consistent with the requirements of Section 166.021(4), Florida Statutes;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION FOR THE CITY OF ST. AUGUSTINE, FLORIDA, AS FOLLOWS:

Section 1. Amendment to Part I, Article X.5, Section 10.5.04. Part I, Article X.5, Section 10.5.04 is hereby amended, as follows:

Sec. 10.5.04. - Civil service board created.

A civil service board for the city is hereby created. Said board shall be composed of five (5) members, three (3) members of said board to be persons of different vocations, not employed by the city in any other capacity, official or otherwise, and shall be appointed by the city commission. The board shall, however, in the first instance, consist of members of the civil service board of the City of St. Augustine created under Laws of Fla. (1935) ch. 17166, who shall serve until such time as their terms would have expired under the provisions of such chapter. Thereafter in each instance members shall be appointed for a term of four (4) years. The fourth member of said board shall be a member of the police department of the city, and the fifth member of said board shall be a member of the fire department of the city, who shall be elected to membership in said board by the vote of

the regular employed members of the police and fire departments respectively. The term of said fourth and fifth members shall be for ~~one year~~ three (3) years. The members of said board, other than said fourth and fifth members, shall appoint the judges and clerks for the election of said fourth and fifth members. The time for said election shall be set by the three (3) members first appointed to said board, and thereafter said election shall be held on that date ~~each year~~ every three (3) years, or such other date as may be designated by the governing authority. The votes shall be consolidated on the following day after said election. The candidate receiving the greatest number of votes shall be declared elected. Immediately after appointments and election have been made and held as above provided, said board shall organize and elect one of its members chief examiner, who shall act as secretary to said board. The board may appoint such other assistants to the secretary as may be necessary. All three (3) members of said civil service board first appointed shall serve without recompense, unless otherwise provided by the governing authority. The chief of police and chief of fire department shall be ex officio members of said board and shall have a voice in any proceedings, but no vote. The fourth member and the chief of police, and the fifth member and the chief of fire department shall serve on said board without compensation, other than their regular pay as officers.

Section 2. Referendum Proposition. That the next special election of the City of St. Augustine, Florida, shall contain the following proposition title and summary consistent with Chapter 101.161, Florida Statutes:

Proposition 1

Extension of Civil Service Board Terms

Shall the City of St. Augustine Charter be amended to extend the terms for police and fire department representatives on the Civil Service Board from one year to three years, to provide greater continuity and the ability to discuss and review issues that may require multi-year context?

Extensión de los términos del Comité de Servicios Civiles

¿Deben ser modificados los Estatutos de la Ciudad de San Agustín para extender los términos de los representantes de la policía y el departamento de los bomberos del Comité de Servicios Civiles de uno a tres años para proveer una mayor continuidad y la capacidad de tratar y revisar asuntos que puedan requerir un contexto de múltiples años?

Yes/Sí

No

Section 3. Confirmation by Referendum Vote. Should the above Section not be confirmed by referendum ballot during the next special or general election, then said Section of this Ordinance shall be null and void and the corresponding Section of the City Charter shall remain as it was prior to the adoption of this Ordinance.

Section 4. Presidential Preference Primary Election May Serve as Special Election. The presidential preference primary election, scheduled for March 17, 2020, is designated as a

special election for the City of St. Augustine, and this referendum proposition shall be placed on the ballot of this special election.

Section 5. Inclusion in Charter. The City Commission intends that the provisions of this ordinance shall become and shall be made part of the Charter of the City of St. Augustine, that repealed language shall be removed and that the sections of this ordinance may be re-numbered or re-lettered and that the word ordinance may be changed to section, article or other such appropriate word or phrase in order to accomplish such intentions.

Section 6. Conflict with Other Ordinances. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7. Severance of Invalid Provisions. If any section, subsection, sentence, clause, phrase, word or provision of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.


Section 8. Effective Date. This ordinance shall become effective ten (10) days after passage, pursuant to § 166.041(4), Florida Statutes.

PASSED by the City Commission of the City of St. Augustine, Florida, this 9th day of December, 2019.



Tracy W. Upchurch, Mayor-Commissioner

ATTEST:



Darlene Galambos, City Clerk
(SEAL)

